

### **REMARKS**

The present application included claims 1-6, 8-14, 16, 17 and 34-37, all of which were rejected. Claims 18-33 were previously withdrawn from consideration and canceled without prejudice or disclaimer. Claims 1-17 and 34-37 were rejected. By this Amendment, claims 1, 10, 12, 17, 34 and 36 have been amended, while claim 37 has been canceled without prejudice or disclaimer.

As indicated in the Advisory Action, the previous Amendment was not entered because "[a]lthough claim 18 has been canceled, claim 37 has not previously been considered." See February 11, 2008 Advisory Action. The undersigned attorney spoke with the Examiner on February 21, 2008, and pointed out that claim 37 was, in fact, canceled without prejudice or disclaimer. See January 29, 2008 Amendment. Thus, the Applicants are filing this Amendment, which amends certain claims and cancels other claims exactly like the January 29, 2008 Amendment. Pending claims 1-6, 8-14, 16, 17 and 34-36 should be in condition for allowance, as further discussed below.

Claims 1-6, 8-14, 16, 17 and 34-36 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite. In particular, the Office Action states that "it is unclear whether said assembly or unit only receives a signal from a commercial radio station or whether said assembly or unit is powered by the signal received from a commercial radio station." See January 14, 2008 Office Action at page 2. As a side note, the Applicants greatly appreciate the amendment suggestion noted in the Office Action.

Claim 1 has been amended to recite, in part, “wherein one or both of said remote activation assembly and/or said activation-sensing unit further comprises an antenna that wirelessly receives power signals from a commercial radio station, wherein the received power signals power one or both of said remote activation assembly and/or said activation-sensing unit.” Thus, claim 1 is clear that one or both of the remote activation assembly and/or the activation sensing unit is powered through power signals received from a commercial radio station.

Independent claim 10 has been amended to recite, in part, “providing power to one or both of the remote activation assembly and/or the internal activation-sensing unit through radio signals received from a commercial radio station.” Thus, claim 10 is clear that one or both of the remote activation assembly and/or the internal activation-sensing unit are powered through radio signals received from a commercial radio station.

Independent claim 34 recites, in part, “wherein one or both of said remote activation assembly and/or said activation-sensing unit are powered through signals received from a commercial radio station.” This claim is also clear that one or both of the remote activation assembly and/or the activation sensing unit are powered through signals received from a commercial radio station.

The Applicants respectfully submit that the pending claims are clear and definite for at least the reasons discussed above. Thus, the Applicants request reconsideration of the claim rejections.

Claim 37 stood rejected under 35 U.S.C. 103(a). In order to expedite prosecution towards allowance, and ultimately issuance, the Applicants have canceled

claim 37 without prejudice or disclaimer. The Applicants in now way concede the propriety of this claim rejection. Further, the Applicants reserve the right to pursue the subject matter of previously pending claim 37 in a continuation application.

In general, the Office Action makes various statements regarding the claims and the cited references that are now moot in light of the above. Thus, the Applicants will not address such statements at the present time. The Applicants expressly reserve the right, however, to challenge such statements in the future should the need arise (e.g., if such statements should become relevant by appearing in a future claim rejection).

The Applicants respectfully submit that the pending claims should be in condition for allowance for at least the reasons discussed above and request that the outstanding rejections be reconsidered and withdrawn. If the Examiner has any questions or the Applicants can be of any assistance, the Examiner is invited to contact the undersigned attorney for the Applicants.

The Commissioner is authorized to charge any necessary fees, or credit any overpayment to the Deposit Account of McAndrews, Held & Malloy, Account No. 13-0017.

Respectfully submitted,

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